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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

19

Application Number

10/712,202

Filing Date

November 12, 2003

First Named Inventor

Randall J. Huebner

Art Unit

3732

Examiner Name

Unknown

Attorney Docket Number

ACM 352

ENCLOSURES (Check all that apply)☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☒

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/
Incomplete Application☐Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a
Provisional Application☐Power of Attorney, Revocation
Change of Correspondence Address☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

☐

Landscape Table on CD

☐

After Allowance Communication to TC

☐Appeal Communication to Board
of Appeals and Interferences☐Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify
below):

1. PTO 1449 Forms (15)

2. Copies of References (44)

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Kolisch Hartwell, P.C.

Signature

Printed name

James R. Abney

Date

November 21, 2005

Reg. No.

42,253

CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name

Lisa Holstein

Date

November 21, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Date: November 21, 2005

RANDALL J. HUEBNER and BENONE TARCAU

Serial No. : 10/712,202

Group Art Unit 3732

Filed : November 12, 2003

For : BONE SCREWS

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.56, 1.97, and 1.98

Applicants are submitting this Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98 to disclose to the U.S. Patent and Trademark Office the patents, publications, applications, and/or other references listed on the enclosed, completed PTO-1449 form(s). The filing of this Information Disclosure Statement should not be construed as a representation that a search has been made or as an admission that the listed references are prior art for this application. Applicants respectfully request that the listed references be expressly considered during prosecution of the application, and that the references be made of record therein and appear among the "references cited" on any patents issuing therefrom.

CONTENT OF DISCLOSURE

This Information Disclosure Statement includes (1) 15 pages of PTO-1449 forms, and (2) a legible copy of each foreign and non-patent reference, if any, listed on the form(s). However, because this application was filed on or after July 1, 2003, no copies of U.S. patents or published U.S. patent applications are included.

FOREIGN-LANGUAGE REFERENCES

A concise explanation of the relevance of each listed reference not in the English language follows:

EPO Patent No. 0172130 – This patent appears to disclose a screw, the structure of which is apparent from the figures.

EPO Application No. 0 695 537 A1 – This application appears to disclose a screw, the structure of which is illustrated in the figures.

EPO Application No. 0 856 293 A1 - This application appears to disclose a screw, the structure of which is illustrated in the figures.

French Patent No. 2 760 628 A1 - This patent appears to show a threaded fastener.

German Patent No. 4021550A1 - This patent appears to show a screw for use in a screw extrusion press for plastic, the structure of which is illustrated in the figures.

Italian Patent No. 365613 - This patent appears to show a screw for repairing femur head fractures, the structure of which can be seen in the figures.

Italian Patent No. 598490 - This patent appears to show a screw with a region of larger pitch near the leading end and smaller pitch near the trailing end.

Japanese Patent No. 6-233762 - This patent appears to show a threaded fastener.

Swiss Patent No. 77837 - This patent appears to show a screw or anchor with a smaller pitch near the leading end and larger pitch near the trailing end, the structure of which is apparent from the figures.

Swiss Patent No. 643 131 A5 - This patent appears to show a threaded orthopedic device.

TIMING OF DISCLOSURE / FEE INFORMATION

This Information Disclosure Statement is being filed, to the best of the undersigned's knowledge, either (1) before the mailing of a first Office action on the merits, or (2) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. § 1.114. Therefore, in accordance with 37 C.F.R. § 1.97(b), no fee or statement under 37 C.F.R. § 1.97(e) is required.

Please contact the undersigned with any questions or comments regarding this Information Disclosure Statement.

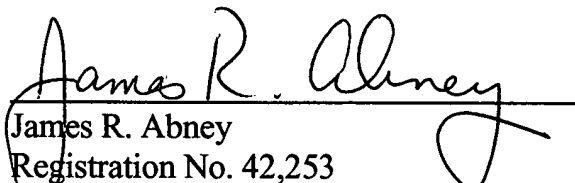
CERTIFICATE OF MAILING

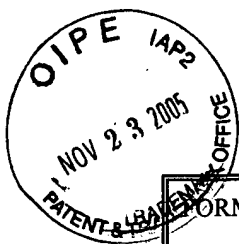
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Lisa Holstein

Respectfully submitted,

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FORM PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION	DOCKET NUMBER ACM 352	APPLICATION NUMBER 10/712,202
	APPLICANT(S) Randall J. Huebner & Benone Tarcau	
	FILING DATE November 12, 2003	GROUP ART UNIT 3732

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.
	65,651	6/11/1867	Davies			
	146,023	12/30/1873	Russell			
	197,467	11/27/1877	Harvey			
	197,933	12/11/1877	Harvey			
	1,980,093	11/6/34	Rosenberg			
	2,146,023	2/7/39	Lounsbury			
	2,165,149	7/4/39	Olson			
	2,270,188	1/13/42	Longfellow			
	2,356,098	8/15/44	Steinle et al.			
	2,377,405	6/5/45	Davies			
	2,382,019	8/14/45	Miller			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION	
						YES	NO
	731381	4/5/66	Canada			XX	
	1007493	3/29/77	Canada			XX	
	0 011 528 A1	5/28/80	EPO			XX	

OTHER DOCUMENTS

	<i>ReFractures After Forearm Plate Removal</i> , Rumball et al., <u>J. of Orthopaedic Trauma</u> , Vol. 4, No. 2, pp. 124-129, 1990.
	The Herbert™ Bone Screws for Small Bone Fractures, Fracture Management, 97-1152-01 12.5MI printed in U.S.A. © 1992 Zimmer, Inc.

EXAMINER	DATE CONSIDERED
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EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.	
	2,383,231	8/21/45	Anderton				
	2,419,555	4/29/47	Fator				
	2,621,145	12/9/52	Sano				
	2,633,091	3/31/53	Wenger et al.				
	2,801,631	8/6/57	Charnley				
	2,842,180	7/8/58	Brown et al.				
	3,051,169	8/28/62	Grath				
	3,079,181	2/26/63	van der Wissel				
	3,103,926	9/17/63	Cochran et al.				
	3,124,408	3/10/64	Oestereicher				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO	
	0 172 130 B1	4/19/89	EPO				XX
	0 695 537 A1	2/7/96	EPO				XX
	0 471 334 B1	6/18/97	EPO			XX	
OTHER DOCUMENTS							
	<i>A Comparison of Fixation Screws for the Scaphoid During Application of Cyclical Bending Loads</i> , Toby et al., <i>J. Bone and Joint Surg.</i> , Vol. 79-A, No. 8, pp. 1190-1197, August 1997.						
	<i>Acute Percutaneous Scaphoid Fixation</i> , Haddad et al., <i>J. Bone and Joint Surg.</i> , Vol. 80-B, No. 1, pp. 95-99, January 1998.						
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EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.	
	3,233,500	2/8/66	de Vellier				
	3,454,070	7/8/69	Phipard, Jr.				
	3,664,540	5/23/72	Witkin				
	3,799,229	3/26/74	Johnson				
	3,915,162	10/28/75	Miller				
	4,058,856	11/22/77	Doerre et al.				
	4,059,102	11/22/77	Devas				
	4,069,980	1/24/78	Yarem et al.				
	4,175,555	11/27/79	Herbert				
	4,259,072	3/31/81	Hirabayashi et al.				
	4,340,184	7/20/82	Poss				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO	
	0 856 293 A1	8/5/98	EPO				XX
	0 471 334 B1	6/18/97	EPO			XX	
	2 588 332 A1	4/10/87	France			XX	
OTHER DOCUMENTS							
	<i>Stabilization of Small Fragments and Intra-Articular Fractures, The Orthofix Fragment Fixation System, The Orthofix, Inc., May, 1998.</i>						
	<i>Biomechanical Assessment of Compression Screws, Wheeler et al., Clinical Orthopaedics and Related Research, No. 350, pp. 237-245, May 1998.</i>						
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U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.
	4,356,572	11/2/82	Guillemin et al.			
	4,394,370	7/19/83	Jefferies			
	4,440,750	4/3/84	Glowacki et al.			
	4,550,449	11/5/85	Tunc			
	4,456,005	6/26/84	Lichty			
	4,463,753	8/7/84	Gustilo			
	4,468,200	8/28/84	Munch			
	4,537,185	8/27/85	Stednitz			
	4,637,931	1/20/87	Schmitz			
	4,640,271	2/3/87	Lower			
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO
	2 760 628 A1	3/11/97	France			
	2618344 A1	11/11/76	Germany			XX
	3215228 A1	11/3/83	Germany			XX
OTHER DOCUMENTS						
	Clearfix Meniscal Screw instructional technique brochure, © 1998 Innovative Devices, Inc.					
	<i>The Orthofix Fragment Fixation System Technical Monograph</i> , Orthofix, March, 1999.					
	<i>Conjure the Magic of Compression Pinning</i> , Orthofix, October, 1999.					
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EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.	
	4,723,541	2/9/88	Reese				
	4,781,813	11/1/88	Archer et al.				
	4,842,464	6/27/89	Green				
	4,846,838	7/11/89	Takai et al.				
	4,854,311	8/8/89	Steffee				
	4,858,601	8/22/89	Glisson				
	4,863,383	9/5/89	Grafelmann				
	4,880,610	11/14/89	Constantz				
	4,882,149	11/21/89	Spector				
	4,892,429	1/9/90	Giannuzzi				
	4,898,186	2/6/90	Ikada et al.				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO	
	3630863 A1	3/17/88	Germany			XX	
	4021550A1	1/24/91	Germany				XX
	598834	2/27/48	Great Britain			XX	
OTHER DOCUMENTS							
	<i>Conehead Wedging Screw for Distal Radius Fractures in Elderly Patients</i> , Shiota et al., <i>Clinical Orthopaedics and Related Research</i> , No. 407, pp. 203-210, 2003.						
	<i>Reduction and Association of the Scaphoid and Lunate for Scapholunate Ligament Injuries (RASL)</i> , Lipton et al., <i>Atlas Hand Clin</i> , Vol. 8, pp. 249-260, 2003.						
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EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.
	4,917,554	4/17/90	Bronn			
	4,940,467	7/10/90	Tronzo			
	4,950,270	8/21/90	Bowman et al.			
	4,959,064	9/25/90	Engelhardt			
	Re. 33,348	9/25/90	Lower			
	4,978,350	12/18/90	Wagenknecht			
	5,019,078	5/28/91	Perren et al.			
	5,019,079	5/28/91	Ross			
	5,042,982	8/27/91	Harms et al.			
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO
	1389427	4/3/75	Great Britain			XX
	365613	12/9/38	Italy			XX
	598490	10/2/59	Italy			XX
OTHER DOCUMENTS						
	SPIN® – Snap – Off® Screw, (December 18, 2004), available at http://www.newdeal.info/ie5ps/produits/spin/spin.htm .					
	T.A.C. 'pin® - Threaded Compression Pin, (December 18, 2004), available at http://www.newdeal.info/ie5ps/produits/tacpin/tacpin.htm .					
	Fusion & Reconstructions System, (December 18, 2004), available at http://advancedwoundcare.com/images/FRS_System_ProdPic.jpg .					
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EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.	
	5,061,286	10/29/91	Lyle				
	5,067,963	11/26/91	Khoury et al.				
	5,073,373	12/17/91	O'Leary et al.				
	5,098,435	3/24/92	Stednitz et al.				
	5,108,399	4/28/92	Eitenmuller et al.				
	5,120,171	6/9/92	Lasner				
	5,122,133	6/16/92	Evans				
	5,147,363	9/15/92	Harle				
	5,169,400	12/8/92	Mühling et al.				
	5,180,382	1/19/93	Frigg et al.				
	5,234,430	8/10/93	Huebner				
	5,236,457	8/17/93	Devanathan				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO	
	4-524729	8/17/70	Japan			XX	
	6-233762	8/23/94	Japan				XX
	1034734 A	8/15/83	Soviet Union			XX	
OTHER DOCUMENTS							
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EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.	
	5,242,447	9/7/93	Borzzone				
	5,252,016	10/12/93	Schmid et al.				
	5,259,398	11/9/93	Vrespa				
	5,284,655	2/8/94	Bogdansky et al.				
	5,290,558	3/1/94	O'Leary et al.				
	5,300,076	4/5/94	Leriche				
	5,306,275	4/26/94	Bryan				
	5,334,204	8/2/94	Clewitt et al.				
	5,356,629	10/18/94	Sander et al.				
	5,360,450	11/1/94	Giannini				
	5,364,400	11/15/94	Rego, Jr. et al.				
	5,397,572	3/14/95	Coombes et al.				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO	
	1216466 A	3/7/86	Soviet Union			XX	
	1718877 A1	3/92	Soviet Union			XX	
	77837	6/1/18	Switzerland				XX
OTHER DOCUMENTS							
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	5,284,655	2/8/94	Bogdansky et al.				
	5,290,558	3/1/94	O'Leary et al.				
	5,300,076	4/5/94	Leriche				
	Des. 356,868	3/28/95	Broberg et al.				
	5,403,136	4/4/95	Mathys				
	5,433,719	7/18/95	Pennig				
	5,454,811	10/3/95	Huebner				
	5,456,685	10/10/95	Huebner				
	5,470,334	11/28/95	Ross et al.				
	5,484,440	1/16/96	Allard				
	5,536,127	7/16/96	Pennig				
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	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO	
	643 131 A5	5/30/84	Switzerland				XX
	WO 89/09030	10/5/89	WIPO			XX	
	WO 90/02526	3/22/90	WIPO			XX	
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	5,562,372	10/8/96	Huebner et al.				
	5,569,252	10/29/96	Justin et al.				
	5,571,139	11/5/96	Jenkins, Jr.				
	5,584,836	12/17/96	Ballintyn et al.				
	5,593,410	1/14/97	Vrespa				
	5,676,667	10/14/97	Hausman				
	5,709,682	1/20/98	Medoff				
	5,709,686	1/20/98	Talos et al.				
	5,718,704	2/17/98	Medoff				
	5,725,529	3/10/98	Nicholson et al.				
	5,730,744	3/24/98	Justin et al.				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO	
	WO 98/40024	9/17/98	WIPO			XX	
	WO 91/09572	7/11/91	WIPO			XX	
	WO 93/00518	1/7/93	WIPO			XX	
OTHER DOCUMENTS							
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	5,735,653	4/7/98	Schiefer et al.				
	5,743,912	4/28/98	Lahille et al.				
	5,743,914	4/28/98	Skiba.				
	5,779,704	7/14/98	Kim				
	5,810,821	9/22/98	Vandewalle				
	5,827,285	10/27/98	Bramlet				
	5,827,287	10/27/98	Tunc				
	5,868,749	2/9/99	Reed				
	5,871,486	2/16/99	Huebner et al.				
	5,931,839	8/3/99	Medoff				
	5,941,878	8/24/99	Medoff				
	5,957,953	9/28/99	DiPoto et al.				
	5,968,046	10/19/99	Castleman				
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	5,984,924	11/16/99	Asher et al.			
	6,001,101	12/14/99	Augagneur et al.			
	6,019,762	2/1/00	Cole			
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		APPLICANT(S) Randall J. Huebner & Benone Tarcau					
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